

E-filed 5/3/06

KEVIN V. RYAN (CSBN 118321)
United States Attorney

EUMI CHOI (WVSBN 0722)
Chief, Criminal Division

EDWARD TORPOCO (CSBN 200653)
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102
Telephone: (415) 436-7071
Facsimile: (415) 436-7234

Attorneys for Plaintiff UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	No.: CR 05-00715-3 JF (HRL)
)	
Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER TO CONTINUE SENTENCING
v.)	
)	
MING SUN,)	
)	
Defendant.)	
)	
)	
)	

The parties stipulate as follows:

1. Defendant Ming Sun is presently scheduled for sentencing on Wednesday, May 3, 2006, at 9:00 a.m.

2. Pursuant to his federal cooperation agreement, the Defendant has agreed to testify in a Santa Clara Superior Court case as a trial witness. The trial is expected to commence in the coming days.

3. The parties wish to provide the Defendant with a full opportunity to provide substantial assistance to the government prior to sentencing. Accordingly, the parties jointly request that the Defendant's sentencing be continued from May 3, 2006, at 9:00 a.m., to May 24, 2006, at 9:00 a.m.

STIPULATION AND ORDER
(CR 05-00715-3 JF)

1 4. The United States has cleared the new proposed date with U.S. Probation and the
2 Court's Courtroom Clerk.

3 IT IS SO STIPULATED.

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5 DATED: __5/1/06__

/S/ EDWARD TORPOCO____
EDWARD TORPOCO
Assistant U.S. Attorney

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8 DATED: __5/1/06__

/S/ MIKE ARMSTRONG for____
DANIEL BARTON
Counsel for Defendant Ming Sun

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10 The sentencing hearing for Defendant Ming Sun is hereby continued from May 3, 2006,
11 at 9:00 a.m. to May 24, 2006, at 9:00 a.m.

12 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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14 DATED: __5/1/06__


HON. JEREMY FOGEL
United States District Judge

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28 STIPULATION AND ORDER
(CR 05-00715-3 JF)